



August 28, 2002

TO: PCT LEGAL DIVISION
FACSIMILE NO.: 703-308-6459 *refo*

FROM: Roland E. Martin
TELEPHONE NO.: 703-412-6243

RE: SERIAL NO.: 09/890,969
FILED: August 8, 2001
DOCKET NO.: 211815US0 PCT

ATTORNEYS AT LAW

NORMAN F. OBLON
(703) 413-3000
NOBLON@OBLON.COM

ROLAND E. MARTIN
(703) 412-6243
RMARTIN@OBLON.COM
*BAR OTHER THAN VIRGINIA

TOTAL NUMBER OF PAGES INCLUDING THIS PAGE: 15COMMENTS

Pursuant to a telephone discussion today with the Petitions Branch regarding the Petition under 37 C.F.R. §1.47(a) filed in the USPTO on April 11, 2002, and in accordance with their request, please find attached hereto a photocopy of all papers as filed on April 11, 2002, which includes: date-stamped filing receipt; PTO Cover Letter; Request for Extension of Time; Filing of Declaration under 37 C.F.R. §1.53(f); Declaration (executed, 5 pp.); Petition under 37 C.F.R. §1.47(a) with attached Exhibits A and B.

RECEIVED

28 AUG 2002

*Legal Staff
International Division*

Dept: CHEMICAL
OSMM&N File No. 211815US0PCT
By: NFO:REM:jo1

Serial No. 09/890,969

In the matter of the Application of: Bang LUU et al.

For: PREVENTIVE AND THERAPEUTIC DRUG FOR
NEURODEGENERATIVE DISEASE

The following has been received in the U.S. Patent Office on the date stamped hereon:

pp. Specification Claims/Drawings Sheets
and pages Application Data Sheet

Combined Declaration, Petition & Power of Attorney 5 pages (executed)

List of Inventor Names and Addresses

Utility Patent Application Transmittal CPA

Notice of Priority Priority Doc

Check for \$2 220.00 Dep. Acct. Order Form

Fee Transmittal Form

Assignment/PTO 1595 pages:

Letter to Official Draftsman

Letter Requesting Approval of Drawing Changes

Drawings sheets Formal

Petition Under 37 §1.47(a) w/Attached Exhibits A and B

PTO Cover Letter

Information Disclosure Statement PTO-1449

Cited References

Search Report

Statement of Relevancy Cited Pending Applications

IDS/Related/List of Related Cases

Restriction Response Election Response

Return Copy - Notification of Missing Requirements Under 35 USC in the United States Designated/Elected Office (DO/EO/US)

Filing of Declaration Under 37 CFR 1.53(f)

Request for Extension of Time (five months)

Brief

Issue Fee Transmittal

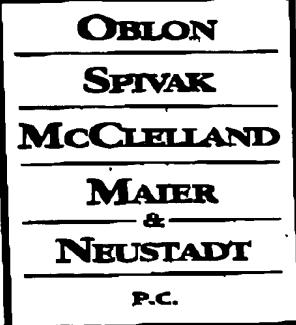
White Advance Serial Number Card

Small Entity Status is Claimed



COPY

Due Date: April 11, 2002



ATTENTION: APPLICATIONS BRANCH

**THIS IS A RESPONSE TO A
NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED
STATES DESIGNATED/ELECTED
OFFICE (DO/EO/US)**

ASSISTANT COMMISSIONER FOR PATENTS BOX PCT
WASHINGTON, D.C. 20231

ATTORNEYS AT LAW

NORMAN F. OBLON
(703) 413-3000
NOBLON@OBLON.COM

ROLAND E. MARTIN
(703) 412-6243
RMARTIN@OBLON.COM
*BAR OTHER THAN VIRGINIA

COPY

Re: Serial No.: 09/890,969
Applicant(s): Bang LUU et al.
Filing Date: AUGUST 8, 2001
For: PREVENTIVE AND THERAPEUTIC DRUG
FOR NEURODEGENERATIVE DISEASE

SIR:

Attached hereto for filing are the following papers:

Filing of Declaration Under 37 CFR §1.53(f)
Declaration, Power of Attorney and Petition (5 pages executed)
Return Copy - Notification of Missing Requirements Under 35 U.S.C. 371 in the United States
Designated/Elected Office(DO/EO/US)
Petition Under 37 C.F.R. §1.47(a) w/Attached Exhibit A and B
Request for Extension of Time (five months)

Our check in the amount of \$2,220.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the U.S. Patent and Trademark Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. §1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. §1.136 for the necessary extension of time. A duplicate of this sheet is enclosed.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.

Docket No. 211815US0PCT



22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 11/98)

Norman F. Oblon
Registration No. 24,618

Roland E. Martin
Registration No. 48,082

1755 JEFFERSON DAVIS HIGHWAY ■ FOURTH FLOOR ■ ARLINGTON, VIRGINIA 22202 ■ U.S.A.
TELEPHONE: 703-413-3000 ■ FACSIMILE: 703-413-2220 ■ www.OBLON.COM

Docket No.

211815US0PCT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Bang LUU et al.

SERIAL NUMBER: 09/890,969

ATTN: APPLICATION BRANCH

FILING DATE: AUGUST 8, 2001

FOR: PREVENTIVE AND THERAPEUTIC DRUG FOR NEURODEGENERATIVE DISEASE

FILING OF DECLARATION UNDER 37 CFR 1.53(f)

ASSISTANT COMMISSIONER FOR PATENTS BOX PCT
WASHINGTON, D.C. 20231

SIR:

Responsive to the notification dated SEPTEMBER 11, 2001, and in accordance with the provisions of 37 CFR 1.53(f), Applicants submit herewith a Rule 63 Declaration. The required fee was paid at the time of filing the application.

The Declaration enclosed herewith contains the following information:

Name(s) of Inventor(s)

Title of Invention

Attorney Docket Number

Filing Date

thereby adequately identifying the above-identified application in accordance with 37 CFR 1.63, as set forth in MPEP Section 601.01.

In light of the foregoing, this application is deemed to be in proper condition for examination and such favorable action is earnestly solicited.

Respectfully Submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



22850

Tel. (703) 413-3000
Fax. (703) 413-2220
(OSMMN 7/98)

Norman F. Oblon
Attorney of Record
Registration No. 24,618

Roland E. Martin
Registration No. 41,504

COPY

02- 3-28;13:14 ;アルガ特許事務所

オブロン

;0356957948

4/

Exhibit A

TOKYO TECHNOPAT CORPORATION

ASSOCIATED WITH
ARUGA PATENT OFFICE

December 11, 2001

KYODO BLDG, 1-9-6
NIHONBASHI NINGYOCHO
CHUOKU, TOKYO 103-0018
JAPANDr. Philippe Chabert
9, rue du Temple,
68300
Saint-Louis,
FrancePhone: 03-3669-0904
Facsimile (G10): 03-3669-8610
03-3669-7948
EMAIL: spoc@firm.email.ne.jp

via DHL

Dear Dr. Chabert:

This letter might come as a surprise to you especially since we have never met or discussed before. We are a Japanese patent attorney firm that have now been authorized by MEIJI DAIRIES CORPORATION to handle an important patent application of this Japanese company. This company has all the rights to file said patent application and seek its patent protection in any country, on the basis of the contract agreed on between this company and your country's institute University Louis Pasteur.

From this institute we were informed that Mr. Philippe Chabert is one of co-researchers having participated in the invention related to the above-mentioned patent application, and suggested that we should send you a letter asking your cooperation if such need happens in connection with the above-mentioned application.

Presently we are preparing a regional patent application to file in each country of Europe, U.S.A., Canada and Japan, but under the Patent Law of U.S.A. we are required to submit two formal documents (i.e., "Assignment of Application" and "Declaration and Power of Attorney for Patent Application) signed and dated by individual co-researchers. The similar requirement is stipulated in the Canadian Patent Law under which we must submit an Assignment executed by individual co-researchers.

As you can find from the attached forms, we have already obtained the signature and date of the other co-researchers participated in the invention. And therefore, it would be highly appreciated if we could be quickly returned from you all the forms completed by filling your signature and date in the blanks indicated by arrow marks.

Very truly yours,
TOKYO TECHNOPAT CORPORATION


Toshio NAKAJIMA
Patent Attorney

TN/as
Encls.:

COPY

Exhibit B

URGENT

TOKYO TECHNOPAT CORPORATION

ASSOCIATED WITH
ARLUGA PATENT OFFICEKYODO BLDG, 13-6
NIHONBASHI NINGYOCHO
CHUOKU, TOKYO 103-0018
JAPAN

January 24, 2002

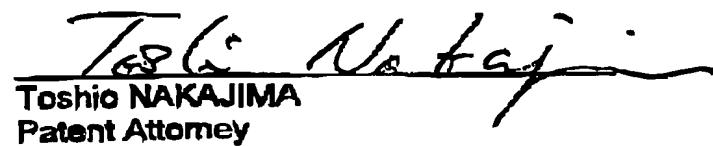
Phone: 03-3888-0904
Facsimile (GII): 03-3888-8810
03-5625-7848
EMAIL: aps@im.email.ne.jpDr. Philippe Chabert
9, rue du Temple,
68300
Saint-Louis,
France

Express Mail

Dear Dr. Chabert:

We are sending you this letter to call up your attention to our previous letter of December 11, 2001, in which we explained that we must submit the deeds (Assignment and Power of Attorney) signed by all co-inventors including you, to the patent office of each country of U.S.A. and Canada. Since we have not yet received your return, we are now pressed from both patent offices to submit said deeds as soon as possible. Therefore, we would sincerely request you that if there is no specific reason inconvenient to you, please sign the deeds and return the same to us quickly thereafter.

Very truly yours,



Toshio NAKAJIMA
Patent Attorney

TN/as

COPY

USPTO/PCT LEGAL

703 308 6459

*** RX REPORT ***

RECEPTION OK

TX/RX NO	9299
CONNECTION TEL	703 413 2220
CONNECTION ID	
START TIME	08/28 (WE) 15:33
USAGE TIME	04 ' 37 "
PGS.	15
RESULT	OK